

PETITION FOR SPECIAL EXCEPTION

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Exception under the Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property for (a full service figure and beauty salon.) Community Building

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Special Exception advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.

Contract Purchaser:

(Type or Print Name)

Signature

Address

City and State

Attorney for Petitioner:

(Type or Print Name)

Signature

Address

City and State

Attorney's Telephone No.:

Legal Owner(s):

Lorraine M. Butler

(Type or Print Name)

Signature

Address

City and State

201 South Marlyn Avenue (301) 574-8611

Baltimore, Maryland 21221

Name, address and phone number of legal owner, contact person to be contacted

Ms. Claireanna Watson

1528 Uphir Road 467-5106

Baltimore, Maryland 21218

Phone No. 366-1551

ORDERED By The Zoning Commissioner of Baltimore County, this 12th day of December, 1987, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106 County Office Building in Towson, Baltimore County, on the 25th day of January, 1988, at 2 o'clock P.M.

J. Robert Haines

Zoning Commissioner of Baltimore County.

E.C.O.-No. 1

(over)

Frank G. Lidinsky, Esquire
410 White Avenue
Baltimore, Maryland 21214

RE: Petition for Special Exception
SE corner of Lutz and Marlyn Avenues (202 1/2 Marlyn Avenue)
15th Election District; 5th Councilmanic District
Lorraine Butler - Petitioner
Case No. 88-275-X

Dear Mr. Lidinsky:

Enclosed please find the decision rendered in the above-referenced case. The Petition for Special Exception has been Granted, subject to the restrictions noted in the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal to the County Board of Appeals. For further information on filing an appeal, please contact this office.

Very truly yours,

ANN M. NASTAROWICZ
Deputy Zoning Commissioner
of Baltimore County

cc: Ms. Patricia E. Hall
Ms. Claireanna Watson
1528 Uphir Road, Baltimore, Md. 21218

People's Counsel

File

IN RE: PETITION FOR SPECIAL EXCEPTION

SE corner of Lutz Avenue and Marlyn Avenue
(202 1/2 Marlyn Avenue)
15th Election District
5th Councilmanic District
Lorraine Butler, et al
Petitioner

BEFORE THE

DEPUTY ZONING COMMISSIONER
OF BALTIMORE COUNTY

Case No. 88-275-X

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioner herein requests a special exception to use the community building on the subject property for use as a full service figure and beauty salon, as more particularly described on Petitioner's Exhibit 1.

The Petitioner, Lorraine M. Butler, appeared, testified and was represented by Counsel. Also appearing on behalf of the Petitioner were Nicholas B. Commodari, Consultant; and Patricia E. Hall and Claireanna Watson, tenants of the subject property. There were no Protestants.

Testimony indicated that the subject property, zoned B.L., is located at the corner of Marlyn and Lutz Avenues and is currently improved with a one-story masonry building and a two and one-half story frame building. Ms. Butler testified that she and her son, Michael Butler, purchased the property in approximately October 1986. At the time of the purchase, the one-story masonry building had been severely damaged by fire. Prior to the fire, a beauty salon operated out of the premises. A beauty shop is a use permitted as of right in a B.L. zone. The Petitioner leased the building to Ms. Hall and Ms. Watson in October 1987 for use as a Slender You Figure Salon. The tenants installed six exercise tables, an exercise bike and manicure station on the premises as shown in pictures marked Petitioner's Exhibit 2. The tenants testified that due to the size of the building and the nature of their business they cannot service more than six customers at any given time. All customers are serviced by appointment only. The Tenants argued, in their opinion, all conditions delineated

in Section 502.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) will be satisfied and that there are no negative connotations associated with the proposed use. The Petitioner submitted as Petitioner's Exhibit 3 a Petition with 67 signatures of individuals who Petitioner indicated mainly live in the area and who are in favor of the requested special exception.

It is clear that the B.C.Z.R. permit the use as requested by the Petitioner in a B.L. zone by special exception. It is equally clear that the proposed use would not be detrimental to the primary uses in the vicinity. Therefore, it must be determined whether the conditions as delineated in Section 502.1 have been satisfied by the Petitioner.

After due consideration of the testimony and evidence presented, it appears that the special exception should be granted with certain restrictions as more fully described below.

The Petitioner had the burden of adducing testimony and evidence which would show that the proposed use met the prescribed standards and requirements set forth in Section 502.1 of the B.C.Z.R. In fact, the Petitioner has shown that the proposed use would be conducted without real detriment to the neighborhood and would not adversely affect the public interest. The facts and circumstances do not show that the proposed use at the particular location described by Petitioner's Exhibit 1 would have any adverse impact above and beyond that inherently associated with a special exception use, irrespective of its location within the zone. Schultz vs Fritz, 432 A2d 1319 (1981).

The proposed use will not be detrimental to the health, safety and general welfare of the locality, nor tend to create congestion in roads, streets, or alleys therein, nor be inconsistent with the purpose of the property's zoning classification, nor in any way be inconsistent with the spirit and intent of the B.C.Z.R.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the special exception should be granted.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore County this 10th day of January 1988 that the community building on the subject property be approved for use as a full service figure and beauty salon, in accordance with Petitioner's Exhibit 1, and as such, the Petition for Special Exception is hereby GRANTED, subject, however, to the following restrictions:

- 1) The Petitioner may apply for his permit and be granted same upon receipt of this Order; however, Petitioner is hereby made aware that proceeding at this time is at his own risk until such time as the applicable appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioner would be required to return, and be responsible for returning, said property to its original condition.
- 2) This special exception is conditioned upon the use of the property as a full service figure and beauty salon and the operator(s) thereof not servicing more than six customers at any given time.
- 3) The Petitioner shall comply with the advisory comments of the Baltimore County Department of Public Works, Bureau of Traffic Engineering as set forth in their letter dated October 16, 1987 from Michael S. Flannigan, unless a waiver of said requirements is issued.

ANN M. NASTAROWICZ
Deputy Zoning Commissioner
of Baltimore County

RE: PETITION FOR SPECIAL EXCEPTION : BEFORE THE ZONING COMMISSIONER
SE corner of Lutz Ave. & Marlyn Ave. (202 1/2 Marlyn Ave.) : OF BALTIMORE COUNTY
15th District

LORRAINE M. BUTLER, Petitioner : Case No. 88-275-X

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-captioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

Phyllis Cole Friedman
Phyllis Cole Friedman
People's Counsel for Baltimore County

Peter Max Zimmerman
Deputy People's Counsel
Room 223, Court House
Towson, Maryland 21204
494-2188

I HEREBY CERTIFY that on this 18th day of December, 1987, a copy of the foregoing Entry of Appearance was mailed to Frank G. Lidinsky, Esquire, 5835 Belair Rd., Baltimore, MD 21206, Attorney for Petitioner.

Peter Max Zimmerman

Baltimore County
Zoning Commissioner
Office of Planning & Zoning
Towson, Maryland 21204
494-3333

J. Robert Haines
Zoning Commissioner

November 24, 1988

Ms. Lorraine M. Butler
201 S. Marlyn Avenue
Baltimore, Maryland 21221

Re:

Case number: 88-275-X
S/E Corner of Lutz Avenue and Marlyn Avenue
(202 1/2 Marlyn Avenue)
15th Election District - 5th Councilmanic District
Lorraine M. Butler - Petitioner

Dear Ms. Butler:

Please be advised that \$3.89 is due for advertising and posting of the above-referenced property. All advertising and posting fees must be paid prior to the hearing. Do not remove the sign from the property from the time it is posted by this office until the day of the hearing itself.

THIS FEE MUST BE PAID AND THE ZONING SIGN AND POST RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT BE ISSUED

Please make your check payable to Baltimore County, Maryland and forward to 11, Towson, Maryland 21204.

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE: REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No. 45990

DATE 12/24/88 ACCOUNT

AMOUNT \$ 3.89

RECEIVED FROM

FOR

VALIDATION OR SIGNATURE OF CASHIER

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified below in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland as follows:

Case number: 88-275-X
S/E Corner of Lutz Avenue and Marlyn Avenue
(202 1/2 Marlyn Avenue)
15th Election District - 5th Councilmanic District
Lorraine M. Butler - Petitioner
DATE/TIME: Monday, January 25, 1988 at 2:00 p.m.

Special Exception -
Community Building (a full service figure and beauty salon)

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be in writing and received in this office by the date of the hearing set above or presented at the hearing.

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE: REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No. 41625

DATE 1/25/88 ACCOUNT

AMOUNT \$

RECEIVED FROM

FOR

VALIDATION OR SIGNATURE OF CASHIER

SLENDER YOU FIGURE SALONS
23 West Joppa Road
Towson, Maryland 21204
September 24, 1987

RECEIVED
SEP 25 1987
ZONING OFFICE

Mr. J. Robert Haines
Zoning Commissioner
111 West Chesapeake Avenue
Towson, Maryland 21204
Re: Early Hearing for Special Exception
in BL Zone

Dear Mr. Haines:

We are writing to request an early hearing in regard to locating a full service figure salon at 201 1/2 Marlyn Avenue (Essex), Baltimore, Maryland 21221.

Reasons:

1. Business is sole source of income and as a new and first business venture is heavily mortgaged and loss of business continuity ensures financial disaster and loss of business.
2. Present lease at 23 West Joppa Road, Towson, Maryland 21204 expires October 31, 1987.
3. Our motorized calisthenics salon, Slender You, was the FIRST of its kind to open in the State of Maryland. We located November 1986, by chance, in a BMT zone. We were not aware that any zoning problem would exist until we requested a change of address. Other Slender You Salons that we visited or communicated with in other areas were operated in a wide variety of locations including homes, above a garage, beauty shops, and small shopping areas.
4. Since our opening in November 1986, an influx of similar companies into the area has caused concern in establishing guidelines, and it is sometimes difficult to place new different business concepts within the existing classifications.
5. A wide range of exercise degree or extent exists between motorized calisthenics and traditional exercise. The attempted distinctions have created a "grey area." Ours is the first request, to date, of a combination of motorized calisthenics and other beauty services.

Mr. J. Robert Haines
Zoning Commissioner
September 24, 1987
Page two

6. Mr. Dyer and his staff have obviously given a great deal of care and consideration to the multiple requests received and based on the information given by the other petitioners has established the following guidelines:
 - 0-1 by special exception
 - 0-2 by right as a personal care facility
 - BL by exception
 - BR by right
 - BR by right as a community building

7. 201 1/2 Marlyn Avenue, in Essex, has a BL zoning. The premises has been previously occupied by a beauty salon. No objection to a full service figure salon is anticipated nor indicated to date.

8. A special exception request was filed by us as soon as we were aware of the new guidelines.

9. Because of the volume workload handled by the Zoning Department is so great, the routine consideration of our request may take many months to come under consideration.

It is our sincere desire to comply with the new classifications recently set forth by the Zoning Department and to try to save our livelihood and existing business that we are pleading your indulgence for an early hearing.

Respectfully submitted,

Claireanna Watson

Patricia Hall

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Mr. J. Robert Haines
TO: ZONING COMMISSIONER
FROM: DIRECTOR OF PLANNING AND ZONING
SUBJECT: Zoning Petition No. 88-275-X

Date: January 28, 1988

Please replace my comment dated December 9, 1987. I reviewed the petition believing the zoning to be residential, and now realize the property is zoned B.L.

As to the subject request on B.L. zoned land, this office is not opposed to the granting of the subject request. Obviously, this comment is predicated upon the assumption of compliance with all applicable County requirements.

P. David Fields
P. David Fields
Director

PDF:JGH:me

cc: Ms. Shirley M. Hess, Legal Assistant, People's Counsel
File

INVOICE/STATEMENT

REMITTANCE ADVICE

The Avenue Inc.
442 Eastern Blvd.
P.O. Box 7889
Baltimore, MD 21221
687-7775

01/07/88 494.3047

01/07/88 494.3047

Account of:

ROBYN CLARK POB95506
COUNTY OFFICE BLDG. ROOM 113
111 WEST CHESAPEAKE AVE
MD
21204

ROBYN CLARK POB95506

AMOUNT ENCLOSED

PLEASE CHECK ITEMS BEING PAID

INVOICE NUMBER	DATE	DESCRIPTION	AMOUNT DUE	DATE PAID	INVOICE NUMBER	AMOUNT DUE	DATE PAID
64084 64	1/07/88	1X5.5 7.00	38.50		64084	38.50	
TOTAL					TOTAL		
38.50					38.50		
BALANCE DUE					BALANCE DUE		
38.50					38.50		

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

District: 1524 Date of Posting: 1/15/88
Posted for: Special Exception
Petitioner: Patricia M. Butler
Location of property: 201 1/2 Marlyn Ave.
Location of Sign: 201 1/2 Marlyn Ave.
Remarks: For early hearing for early hearing.
Posted by: [Signature]
Number of Signs: 1

CERTIFICATE OF PUBLICATION

TOWSON, MD., Jan. 7, 1988
THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on Jan. 7, 1988.

THE JEFFERSONIAN,

Susan Slender O'Brien
Publisher

NOTICE OF HEARING
The Zoning Commission of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the proposed special exception for a full service figure salon at 201 1/2 Marlyn Avenue, Essex, Maryland, on Monday, January 25, 1988, at 2:00 p.m. in the Zoning Commission Building (a full service figure salon) at 111 West Chesapeake Avenue, Towson, Maryland 21204.
It is the policy of the Commission that the public be given an opportunity to be heard at the hearing. Any person desiring to be heard must be in writing and received in the office by the date of the hearing set above or presented at the hearing.

CERTIFICATE OF PUBLICATION

Office of
THE AVENUE NEWS

442 Eastern Blvd.
P.O. Box 7889
Baltimore, MD 21221

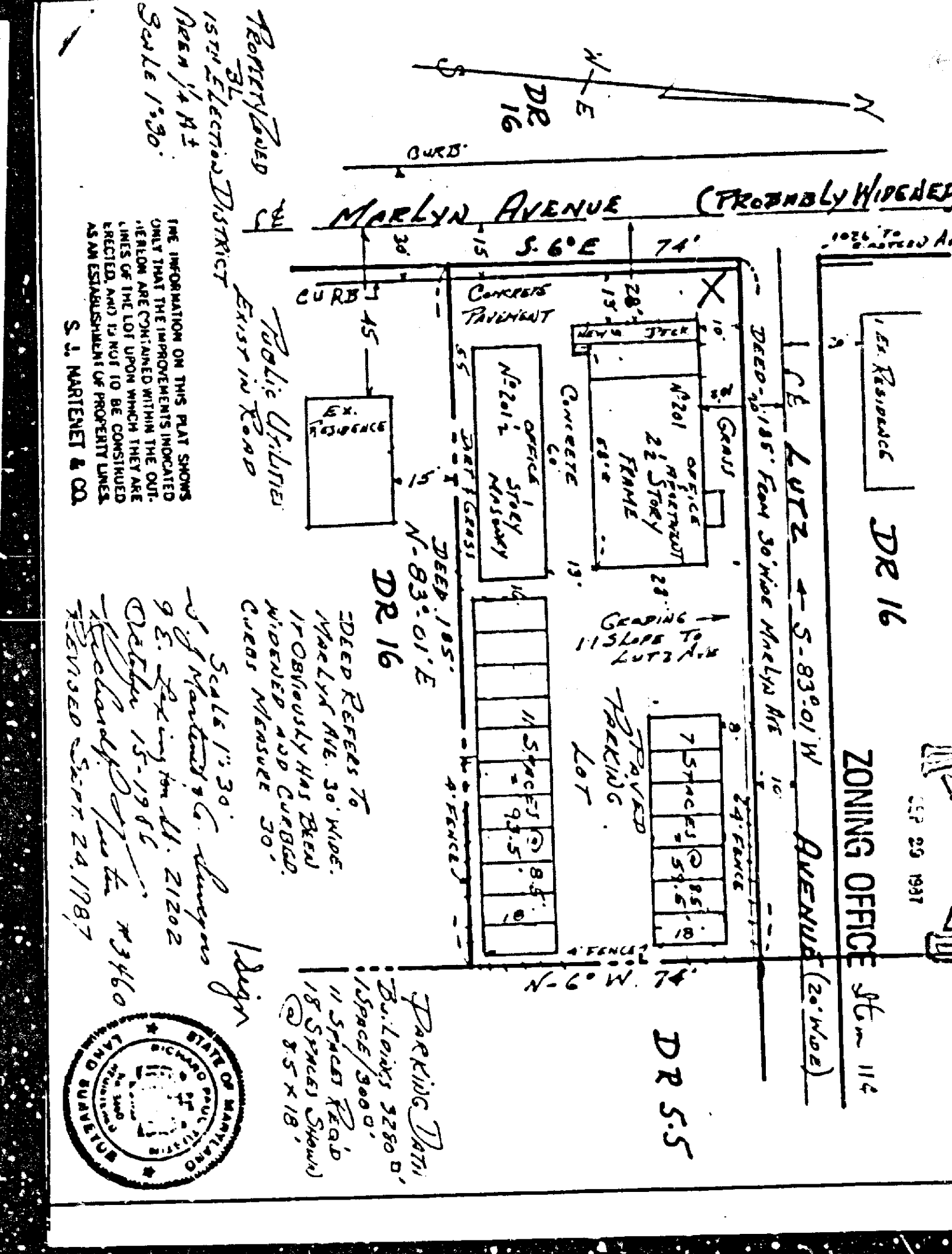
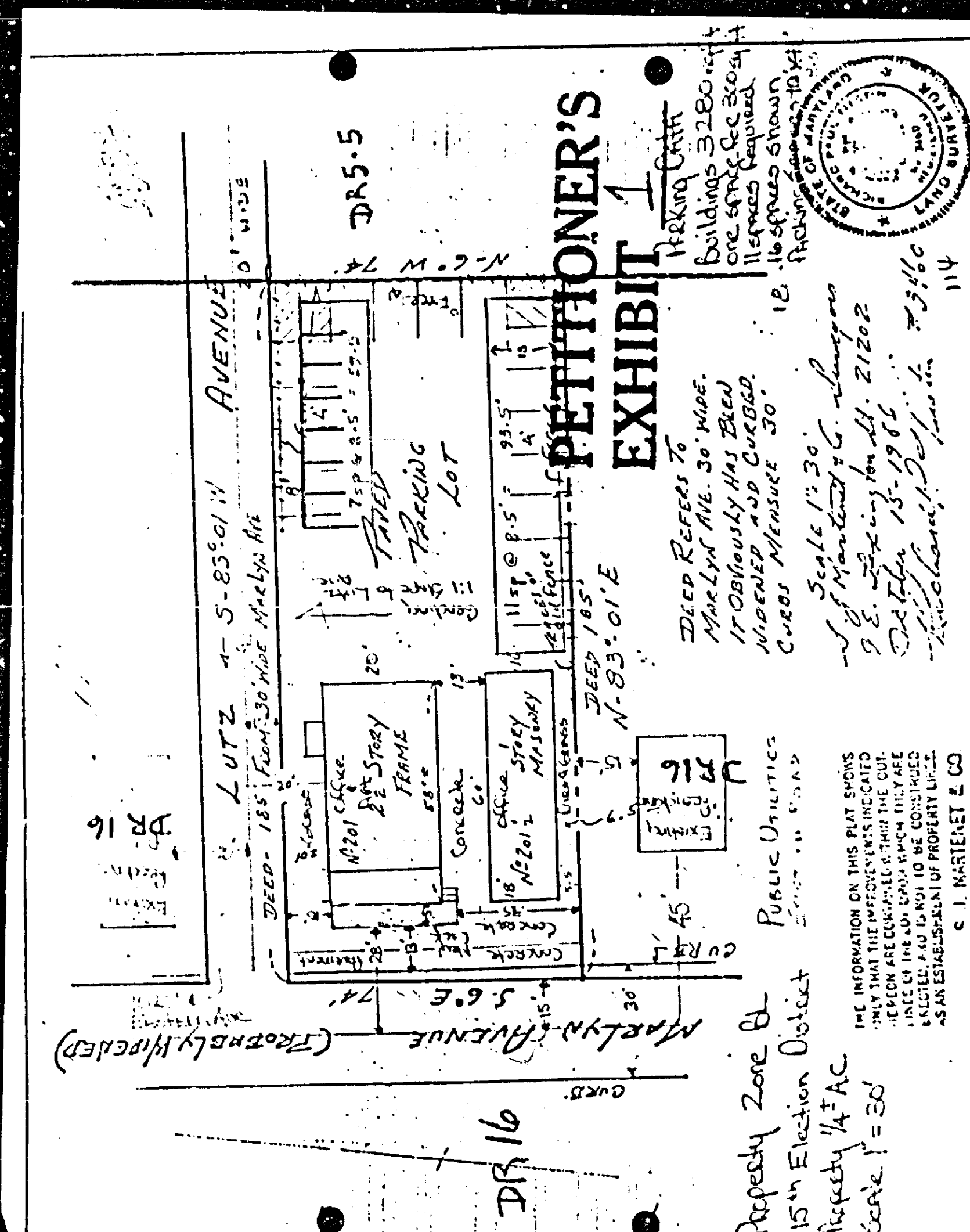
JAN 7, 1988

THIS IS TO CERTIFY, that the annexed advertisement of POPPUS 88-275-X TO ADVERTISE S/E CORNER OF LUTZ AVE. & MARLYN AVE. (C) JAN 25, 1988 @ 2:00 P.M. PETITION FOR SPECIAL EXCEPTION, PETITIONER: LORRAINE M. BUTLER 15th E.D. 17 LINES at \$38.50

was inserted in The Avenue News a weekly newspaper published in Baltimore County Maryland once a week for successive weeks before the 15th day of JAN 19 88; that is to say, the same was inserted in the issues of 01/07 19 88.

The Avenue Inc.
per publisher

NOTICE OF HEARING
The Zoning Commission of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the proposed special exception for a full service figure salon at 201 1/2 Marlyn Avenue, Essex, Maryland, on Monday, January 25, 1988, at 2:00 p.m. in the Zoning Commission Building (a full service figure salon) at 111 West Chesapeake Avenue, Towson, Maryland 21204.
It is the policy of the Commission that the public be given an opportunity to be heard at the hearing. Any person desiring to be heard must be in writing and received in the office by the date of the hearing set above or presented at the hearing.



TOGETHER with the buildings thereupon, and the rights, alleys, ways, waters, privileges, appurtenances and advantages thereto belonging, or in anywise appertaining.

TO HAVE AND TO HOLD the said described lots of ground and premises to the said parties of the second part, as joint tenants and not as tenants in common, their assigns and unto the survivor of them, his or her

and assigns, in fee simple.

And the said party of the first part hereby covenants that she has not done or suffered to be done any act, matter or thing whatsoever, to encumber the property hereby conveyed; that she will warrant specially the property hereby granted; and that she will execute such further assurances of the same as may be requisite.

Witness the hand and seal of said grantor

Test:

Perry M. Reifler
PERRY M. REIFLER

STATE OF MARYLAND, BALTIMORE CITY, to wit:
I HEREBY CERTIFY, That on this 16th day of October, in the year one thousand nine hundred and eighty-six, the subscriber, a Notary Public of the State aforesaid, personally appeared Jerry D. Jordan known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged the foregoing Deed to be her act, and in my presence signed and sealed the same.

In WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires:

July 1, 1990



Mail to *George V. Barkhurst*
Address *244 Minnery Bldg*
24207

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204

Your petition has been received and accepted for filing this 3rd day of November, 1987.

J. Robert Haines
J. ROBERT HAINES
ZONING COMMISSIONER

Petitioner: Lorraine M. Butler, et al
Petitioner's Attorney: Received by: James E. Dyer, Chairman, Zoning Advisory Committee

DEED - FEE SIMPLE - INDIVIDUAL - ANTOR - LONG FORM

This Deed, MADE THIS 16th day of October,

in the year one thousand nine hundred and eighty-six, by and between JERRY D. JORDAN

of Baltimore County, State of Maryland, party of the first part, and LORRAINE M. BUTLER and MICHAEL A. BUTLER, her son, of Baltimore County, State of Maryland, parties of the second part.

WITNESSETH, That in consideration of the sum of ONE HUNDRED FIFTEEN THOUSAND AND 00/100 (\$115,000.00) DOLLARS, the receipt whereof is hereby acknowledged,

the said Jerry D. Jordan, in exercise of the powers and authority reserved unto him by the hereinafter referred to deed,

does grant and convey to the said parties of the second part, as joint tenants and not as tenants in common, their assigns and unto the survivor of them, his or her

personal representatives and assigns, in fee simple, all that lot

situate in Baltimore County, State of Maryland

and described as follows, that is to say:

BEGINNING for the same at the intersection of the southernmost side of Lutz Avenue heretofore laid out 20 feet wide with the easternmost side of Deep Creek Avenue (now known as Marilyn Avenue) 30 feet wide, which by Deed dated April 11, 1927 and recorded among the Land Records of Baltimore County in Liber W.P.C. No. 640, folio 307, etc. was conveyed by Giuseppe Gagliardi, et al, to the County Commissioners of Baltimore County, the aforesaid place of beginning being at the end of the line drawn south 43 degrees 13 minutes east 24.78 feet from the beginning of that parcel of land which by Deed dated June 20, 1918 and recorded among the Land Records aforesaid in Liber W.P.C. No. 500, folio 324, etc. conveyed by Mary Ella Crook, unmarried, to George Lutz and Hilda E. Lutz, his wife, running thence binding on the easternmost side of Deep Creek Avenue (Marilyn Avenue) south 6 degrees east 74 feet running thence for lines of division the two following courses and distances viz: north 63 degrees 1 minute east 183 feet and north 6 degrees west 74 feet to the most side of said Avenue with the use in common with others entitled thereto south 83 degrees 1 minute west 185 feet to the place of beginning. The improvements thereon being known as 201 and 201-1/2 South Marilyn Avenue.

BEING the same property referred to in a Deed dated May 30, 1979 and recorded among the Land Records of Baltimore County in Liber E.H.K., Jr. No. 6027, folio 412, from the said Jerry D. Jordan to Laurinda Ann Juracek and Mitchell Cole Jordan, reserving, however, unto herself, the said Jerry D. Jordan, full power of sale and disposition of said property as therein set forth.

STATE DEPARTMENT OF ASSESSMENTS & TAXATION

AGRICULTURAL TRANSFER TAX NOT APPLICABLE

CLERK DATE 8344***16700:8 5302A

SIGNATURE DATE

Paul H. Reische
Chief

October 16, 1987

J. Robert Haines
Zoning Commissioner
Office of Planning and Zoning
Baltimore County Office Building
Towson, MD 21204

Re: Property Owner: Michael A. Butler, et ux

Location: SE corner Lutz Avenue and Marilyn Avenue

Item No.: 114

Zoning Agenda: Meeting of 10/6/87

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at EXCEEDS the maximum allowed by the Fire Department.

() 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.

(X) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code," 1976 edition prior to occupancy.

() 6. Site plans are approved, as drawn.

() 7. The Fire Prevention Bureau has no comments at this time.

REVIEWER: *John F. O'Neill*
Planning Group
Special Inspection Division

Noted and Approved:
Fire Prevention Bureau

/s/

1-25-88
88-375-7

RECEIVED
OCT 14 1987

ZONING OFFICE

Mr. J. Robert Haines
Zoning Commissioner
111 West Chesapeake Avenue
Towson, Maryland 21204

Re: Early Hearing for Special Exception in BL Zone

Dear Mr. Haines:

We are writing to request an early hearing in regard to locating a full service figure salon at 201 1/2 Marilyn Avenue (Essex), Baltimore, Maryland 21221.

Reasons:

1. Business is sole source of income and as a new and first business venture is heavily mortgaged and loss of business continuity ensures financial disaster and loss of business.
2. Present lease at 23 West Joppa Road, Towson, Maryland 21204 expires October 31, 1987.
3. Our motorized callisthenics salon, Slender You, was the FIRST of its kind to open in the State of Maryland. We located November 1986, by chance, in a BMT zone. We were not aware that any zoning problem would exist until we requested a change of address. Other Slender You Salons that we visited or communicated with in other areas were operated in a wide variety of locations including homes, above a garage, beauty shops, and small shopping areas.
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5. A wide range of exercise degree or extent exists between motorized callisthenics and traditional exercise. The attempted distinctions have created a "grey area." Ours is the first request, to date, of a combination of motorized callisthenics and other beauty services.

Baltimore County
Department of Public Works
Bureau of Traffic Engineering
Courts Building, Suite 405
Towson, Maryland 21204
494-3354

Zoning Commissioner
County Office Building
Towson, Maryland 21204

Item No. 114
Property Owner:
Location:

Existing Zoning:
Proposed Zoning:

Area:
District:

Dear Zoning Commissioner:

This site should have curbs, gutters, and sidewalks around the entire site. Access to this site should meet all county standards.

Very truly yours,

Michael S. Flanigan
Michael S. Flanigan
Traffic Engineer

MSF:sd

October 16, 1987



Dennis P. Rasmussen
County Executive

Mr. J. Robert Haines
Zoning Commissioner
September 24, 1987
Page two

6. Mr. Dyer and his staff have obviously given a great deal of care and consideration to the multiple requests received and based on the information given by the other petitioners has established the following guidelines.

- O-1 by special exception
- O-2 by right as a personal care facility
- BL by exception
- EM by right
- BR by right as a community building

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8. A special exception request was filed by us as soon as we were aware of the new guidelines.

9. Because of the volume workload handled by the Zoning Department is so great, the routine consideration of our request may take many months to come under consideration.

It is our sincere desire to comply with the new classifications recently set forth by the Zoning Department and to try to save our livelihood and existing business that we are pleading your indulgence for an early hearing.

Respectfully submitted,

Patricia Hall
Patricia Hall

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Mr. J. Robert Haines

TO: Zoning Commissioner

Date: December 9, 1987

FROM: Norman E. Gerber, AICP
Director of Planning and Zoning

SUBJECT: Zoning Petition No. 88-275-X

This office is not aware that a beauty parlor is permitted by special exception in a B.R. zone.

Norman E. Gerber
Norman E. Gerber, AICP
Director

NEG:JCH:dme

cc: Ms. Shirley M. Hess, Legal Assistant, People's Counsel
File

CPS-008

[illegible]

Petition
EXHIBIT (2)

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BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

January 12, 1988

COUNTY OFFICE BLDG.
111 M. Chesapeake Ave.
Towson, Maryland 21204

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MEMBERS

- Bureau of Engineering
- Department of Traffic Engineering
- State Roads Commission
- Bureau of Fire Prevention
- Health Department
- Project Planning
- Building Department
- Board of Education
- Zoning Administration
- Industrial Development

Frank J. Lidinsky, Esquire
5805 Belair Road
Baltimore, Maryland 21206

RE: Item No. 114 - Case No. CB-275-1
Petitioner: Lorraine M. Butler, et al
Petition for Special Exception

Dear Mr. Lidinsky:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above-referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

Very truly yours,
James E. Dyer/KES
JAMES E. DYER
Chairman
Zoning Plans Advisory Committee

JED:kbb

Enclosures

PETITIONER'S
EXHIBIT 3

TO: Zoning Board of Baltimore County

We, the undersigned, urge the Zoning Commissioner of Baltimore County to allow for the special exception to permit a full service and figure salon to be located at 201 S South Marlyn Avenue, Baltimore County, Maryland in case number BB-275-X.

We feel there is a need for this type of service in our community.

NAME	ADDRESS
1 Margaret A. Brier	708 Maryland Ave 21221
2 Catherine G. Young	4104 Madison Ave 21206
3 Helen Brucke	3310 Rockwell Ave 21226
4 Charles Carter	1014 Somerset Lane 21222
5 Mary G. Gump	2135 Maryland Rd 21221
6 Klenna Yeager	2813 Mt. Vernon Ave 21222
7 Naomi Lyman	2813 McCowan Ave 21222
8 Henry Woodard	2706 McCowan Ave 21222
9 Barbara Hartley	50 Maple Crest 21221
10 Mary Martin	701 Sand Spring 21221
11 John Schmittgen	3310 Columbia Ave 21234
12 Elizabeth J. Walker	4607 Randolph Ave 21224
13 Elsie Reed	1-2 Gillingham Ct 21222
14 David Arnold	2134 Old Lee Rd 21221
15 Ella Rinder	4422 Old York Rd 21221
16 Jeanne Smith	1051 Lyndhurst Ave 21221
17 Betty Paul	119 Greenfield Ave 21221
18 Mary E. Jones	224 Old Canton Ave (20)
19 John Martin	215 Dunbar Rd 21221
20 Richard A. Vento	138 Rindler Rd 21220

TO: Zoning Board of Baltimore County

We, the undersigned, urge the Zoning Commissioner of Baltimore County to allow for the special exception to permit a full service and figure salon to be located at 201 1/2 South Marilyn Avenue, Baltimore County, Maryland in case number 88-275-X.

We feel there is a need for this type of service in our community.

NAME ADDRESS

Walter J. Vetterly	5521 Seagrove Terrace, Baltimore	21206
Charles F. Tappin	5521 Baybrook Terrace	Baltimore Md 21206
Eugene J. Pichler	307 Potomac Drive	21221
John Ferguson	415 Riverside Park East	21221
Raf. Kinaniki	415 N. Taylor Ave	21221
Donald Allen	824 Maple Road	(21)
Robert E. Higney	312 Maple Rd.	(21)
M. James Bickel	324 Maple Rd.	(21)
Myrtle Brinkley	971 Woodlawn Road	21221
Ellen Barker	971 Woodlawn Road	21221
Dorothy Goumenal	6700 Keweenaw Rd.	21227
Mary Conner	10027 Greenview Ave	21221
William D. Catam	322 Townsend Pl.	21221
Elaine Bankard	518 Daisy Ave	21221
Dorothy Smythe	539 W. Holliston Trm	21221
Paul S. Sweeney	" "	" "
Victoria Ziobinski	900 Sandhurst Rd	21221
Margaret Eich	3201 Highland Ave	21206

TO: Zoning Board of Baltimore County

We, the undersigned, urge the Zoning Commissioner of Baltimore County to allow for the special exception to permit a full service and figure salon to be located at 201 W South Marilyn Avenue, Baltimore County, Maryland in case number BB-275-X.

We feel there is a need for this type of service in our community.

NAME	ADDRESS
Chris Cunningham	9744 N. Patton Ct 21234
John N. Anity	2022 Sue Creek Dr 21221
Barbara A. Little	131 Middlebrook Rd 21221
James McKee	103 Kensington Rd 21220
Bonnie Nicholas	936 K. Lindell Ave 21221
Janice Koppell	103 K. Lindell Rd 21221
Michelle Rectora	309 North Branch Lane 21234
Peggie Russell	1522 Chidlowth Ave 21220
Sam Moore	2221 Warwick Rd 21221
Marie Ludwig	1305 E. Riverside Ave 21221
Shirley Brown	3022 Gantt St 21222
Kay Bopprecht	1301 Dutton Rd 21234
Linda Smith	1210 Richmond Ave 21221
Katherine Hamilton	1542 Allan Ridge Rd 21234
Philly Brown	309 Oakdale Rd 21236
James Peterson	112 E. E. Virginia 21221
Doris Jones	3911 Thompsons Ave 21131
Carl Harrison	3911 Thompsons Ave 21131
Margaret Plunkett	300 W. Marilyn Ave 21221